

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application

Inventor: Kenichi MIYOSHI

Group Art Unit: 2419

Appln. No.: 10/567,826

Examiner: Y. Berhane

Filed: February 10, 2006

Conf. No. 2110

For: BASE STATION APPARATUS AND TRANSMISSION METHOD THEREOF

CERTIFICATION UNDER 37 CFR §1.97(e)(1)

Assistant Commissioner of Patents
Alexandria VA, 22313

Dear Sir:

In fulfillment of 37 CFR 1.97(c)(1) and 1.97(e)(1), it is hereby certified that each item of information contained in the Information Disclosure Statement filed January 8, 2010 was first cited in any communication (see the attached copy of the Japanese Office Action dated October 20, 2009, which issued in a corresponding Japanese Patent Application) from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement.

Respectfully submitted,

/James Edward Ledbetter/

Date: January 8, 2010

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